

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.46500 of 2025**

Arising Out of PS. Case No.-201 Year-2024 Thana- Kurth District- Arwal

Haidar Ali @ Md. Haidar @ Md. Haidar Ali S/o Md. Shahabuddin S/o Vill-
Kodmarai, P.S.- Kurtha, Distt- Arwal

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Satish Kumar Sinha, Advocate
For the Opposite Party/s : Mr. Narendra Kumar Singh, APP

**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER**

3 26-09-2025 Heard learned counsel for the petitioner and the
State .

2. Petitioner apprehends his arrest in a case registered
for the offence punishable under sections 103 (1) , 49 and 3(5)
of BNS.

3 . The prosecution case in brief, is that informant
namely , Sarfaraz alleged that on 02.09.2024 all the accused
persons including this petitioner were getting their house
demolished by JCB machine . It is further alleged that when the
father of informant instructed the JCB driver to take precaution ,



so that his wall could not be demolish, all the accused persons including this petitioner instructed to demolished the wall of the informant. It is further alleged that JCB driver demolished the wall as a result of which father of informant got crushed and during course of treatment father of informant died.

4. It is submitted on behalf of the petitioner that from bare of perusal of F.I.R. it is apparent that there is no allegation of assault against this petitioner. Petitioner has been made accused in this case due to land dispute between the parties. As per F.I.R. itself, the father of the informant himself got crushed under the wall due to which he died. There is no allegation of any overt act against this petitioner. Petitioner is not driver of JCB. Similarly situated co-accused persons have already granted bail by this Court vide order dated 19.08.2025 in Cr. Misc. No. 50722 of 2025 .

5 . Learned counsel for the State opposed the bail petition .

6 Considering the aforesaid facts, backdrop of the case and other circumstances of the case , in the event of arrest or surrender within eight weeks from today, let the petitioner, as named above, be enlarged on bail on furnishing bail bond of Rs.10,000/-(ten thousand) with two sureties of the like amount



each to the satisfaction of the learned Chief Judicial Magistrate
Arwal in connection with Kurtha P.S. Case No. 201 of 2024 ,
subject to the conditions laid down under section 482(2) of the
Bharatiya Nagarik Suraksha Sanhita , 2023 .

(Prabhat Kumar Singh, J)

Koushik/-

U		T	
---	--	---	--

